

BEST AVAILABLE COPY

Docket No.
RMS0001-US

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled
MUSIC PERFORMANCE SYSTEM

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on MAY 3, 2002 as United States Application No. or PCT International
Application Number 10/137,392
and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

60/288,464
(Application Serial No.)

MAY 4, 2001
(Filing Date)

(Application Serial No.)

(Filing Date)

(Application Serial No.)

.(Filing Date)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Michael D. Bednarek, Reg. No. 32,329

Lawrence J. Gotts, Reg. No. 31,163

Aslan Baghdadi, Reg. No. 34,542

Elizabeth M. Roesel, Reg. No. 34,878

David C. Isaacson, Reg. No. 38,500

Michael S. Lee, Reg. No. 41,434

Steven P. Arnheim, Reg. No. 43,475

Poh C. Chua, Reg. No. 44,615

Michael A. Oblon, Reg. No. 42,956

Lawrence D. Eisen, Reg. No. 41,009

James M. Ross, Reg. No. 42,115

Michelle Marks, Reg. No. 41,971

Michael Colby, Reg. No. 45,816 32,329

Mary E. Gormley, Reg. No. 34,409

Joanne Kim, Reg. No. 51,193

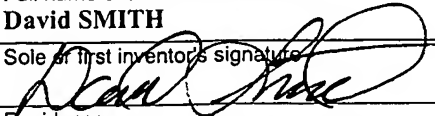
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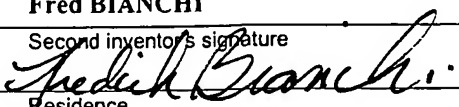
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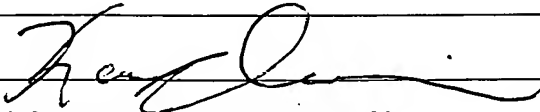
MCLEAN, VA 22102

Send Correspondence to: **MICHAEL S. LEE**
SHAW PITTMAN LLP
1650 TYSONS BOULEVARD
MCLEAN, VA 22102

Direct Telephone Calls to: *(name and telephone number)*
MICHAEL S. LEE at 703/770-7627

| | |
|---------------------------------------------------------------------------------------------------------------------------|-----------------------|
| Full name of sole or first inventor David SMITH | |
| Sole or first inventor's signature  | Date 8/1/02 |
| Residence 532 16th Street, 3rd Floor, Brooklyn, NY 11215 | |
| Citizenship U.S. | |
| Post Office Address As Above | |
| | |

| | |
|--------------------------------------------------------------------------------------------------------------------|-----------------------|
| Full name of second inventor, if any Fred BIANCHI | |
| Second inventor's signature  | Date 8/1/02 |
| Residence 6 Hall Avenue, Camden, ME 04843 | |
| Citizenship U.S. | |
| Post Office Address As Above | |
| | |

| | |
|------------------------------------------------------------------------------------------------------------------|-------------------------|
| Full name of third inventor, if any Kojiro UMEZAKI | |
| Third inventor's signature  | Date 31/07/02 |
| Residence 3755 Rue De Bullion, Apt. 32, Montreal, Canada PQ H2W2C9 | |
| Citizenship JAPAN | |
| Post Office Address As ABOVE | |
| | |

| | |
|--------------------------------------|------|
| Full name of fourth inventor, if any | |
| Fourth inventor's signature | Date |
| Residence | |
| Citizenship | |
| Post Office Address | |
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|-------------------------------------|------|
| Full name of fifth inventor, if any | |
| Fifth inventor's signature | Date |
| Residence | |
| Citizenship | |
| Post Office Address | |
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| Full name of sixth inventor, if any | |
| Sixth inventor's signature | Date |
| Residence | |
| Citizenship | |
| Post Office Address | |
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FORM PTO-1595 (Modified)
(Rev. 03-01)
OMB No. 0651-0027 (exp. 5/31/2002)
P08/REV03

RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

PATENTS ONLY

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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

David B. SMITH
Fred BIANCHI
Kojiro UMEZAKI

Additional names(s) of conveying party(ies)

☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ OtherExecution Date: June 28, July 1 & July 10, 2002

2. Name and address of receiving party(ies):

Name: REALTIME MUSIC SOLUTIONS, LLCInternal Address: SUITE 1200Street Address: 134 WEST 26th STREETCity: NEW YORK State: NY ZIP: 10001Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent numbers(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

B. Patent No.(s)

10/137,392MAY 3, 2002Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: MICHAEL S. LEEInternal Address: REG. NO. 41,434SHAW PITTMAN LLPStreet Address: 1650 TYSONS BOULEVARDCity: MCLEAN State: VA ZIP: 22102

6. Total number of applications and patents involved:

17. Total fee (37 CFR 3.41):.....\$ 40.00☒ Enclosed - Any excess or insufficiency should be credited or debited to deposit account☐ Authorized to be charged to deposit account

8. Deposit account number:

50-1390

(Attach duplicate copy of this page if paying by deposit account)

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

MICHAEL S. LEE

Name of Person Signing

Signature

AUGUST 9, 2002

Date

Total number of pages including cover sheet, attachments, and document:

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